

COURT JUDGE'S COPY IN THE UNITED STATES MIDDLE DISTRICT COURT
AT HARRISBURG, PENNSYLVANIA
HARRISBURG

CHARLES E. BROWN, PLAINTIFF AUG 16 2001 CIVIL ACTION

VS.

MARY E. D'ANDREA, CLERK

Per gls At Docket No: #1:00-CV-1224
DEPUTY CLERK

COUNTY OF SCHUYLKILL, ET AL., HONORABLE SYLVIA H. RAMBO
DEFENDANTS

PLAINTIFF'S OBJECTIONS TO DEFENDANTS REQUEST
FOR ADMISSIONS ADDRESSED TO PLAINTIFF CHARLES E. BROWN.

AND NOW, COMES PLAINTIFF CHARLES E. BROWN, PRO SE, IN
THE ABOVE-CAPTIONED, WHOM OBJECTS TO DEFENDANTS REQUEST
FOR ADMISSIONS ADDRESSED TO PLAINTIFF BASED UPON THE FOREGO
REASONS AND STATES IN SUPPORT THEREOF:

1. PLAINTIFF WAS INCARCERATED IN SCHUYLKILL COUNTY PRIS
PENDING THE OUTCOME OF CRIMINAL CHARGES FROM JANUARY 19TH,
1998, UNTIL AUGUST 15TH, 2000.

2. DURING HIS CONFINEMENT THERE, HE WAS SUBJECTED TO
CRUEL AND UNUSUAL PUNISHMENT IN VIOLATION OF HIS CIVIL RIGH
GUARANTEED UNDER THE EIGHTH AMENDMENT TO THE U.S. CONSTITUTION
AND WAS DENIED EQUAL PROTECTION OF THE LAWS IN VIOLATION O
HIS CIVIL RIGHTS GUARANTEED UNDER THE FOURTEENTH AMENDMEN
TO THE U.S. CONSTITUTION.

3. IN THE YEAR OF 2000, PLAINTIFF FILED A 42 U.S.C.A.
§1983 CIVIL ACTION COMPLAINT NAMING VARIOUS INDIVIDUALS
AS DEFENDANTS IN THIS MATTER DUE TO THE FLAGGENT CIVIL
RIGHTS VIOLATIONS AS STATED ABOVE.

4. IN JULY OF 2001, COUNSEL FOR THE DEFENDANT'S FILED A DOCUMENT ENTITLED: "REQUEST FOR ADMISSIONS ADDRESSED TO PLAINTIFF, CHARLES E. BROWN".

5. IN SUM, THE QUESTIONS WITHIN SAID DOCUMENT SPECIFICALLY RELATE TO THE CRIMINAL CHARGES, THE SENTENCE HE RECEIVED FOR SAID OFFENSES, HIS PLEA'S IN CRIMINAL COURT RELATING TO HIS CRIMINAL CONVICTIONS AND; FINES, COSTS AND/OR RESTITUTION IMPOSED BY THE SCHUYLKILL COUNTY COURT.

6. IN ADDITION, DEFENSE COUNSEL SUBMITTED ACTUAL DOCUMENTATION OF SAID CHARGES, PLEA'S, SENTENCES, AND COSTS FROM THE COURT OF RECORD ALONG WITH SAID QUESTIONS AS EXHIBITS.

7. OBVIOUSLY, THE LUDICROUS QUESTIONS THROUGH "ADMISSIONS" BACKED BY DOCUMENTS FROM COURT OF RECORD, SPEAK FOR THEMSELVES AND ARE OBVIOUSLY AN ATTEMPT TO BOTH WASTE THIS COURT'S TIME AND SIMULTANEOUSLY "PREJUDICE" THE PLAINTIFF BEFORE THIS COURT.

8. NONE OF DEFENSE COUNSEL'S QUESTIONS PRESENTED THROUGH "ADMISSIONS" RELATE TO ANY OF THE MATTERS COMPLAINED OF WITHIN PLAINTIFF'S INSTANT CIVIL ACTION.

9. BASED UPON THE ABOVE, THE REQUEST FOR ADMISSIONS ADDRESSED TO PLAINTIFF ARE OBJECTED TO AND SHOULD BE SUMMARILY DISMISSED. PLAINTIFF REQUESTS THAT THESE QUESTIONS BE WITHDRAWN DUE TO OBVIOUS UNWARRANTED PREJUDICE. REQUESTS FOR ADMISSION AS TO QUESTIONS OF LAW ALONE

ARE NOT APPROPRIATE. CURRIE V. UNITED STATES, 111 F. R. D. 56, 59 (M.D. NC. 1986). IT IS APPARENT THAT THE LEGAL DOCUMENTS SUBMITTED AS EXHIBITS WITH DEFENSE COUNSEL LUDICROUS AND IRRELEVANT QUESTIONS HAVE NOTHING TO DO WITH THE MATTERS COMPLAINED OF IN PLAINTIFF'S CIVIL ACTION.

WHEREFORE, PLAINTIFF CHARLES E. BROWN, MOVES THIS COURT TO DISMISS THESE QUESTIONS FROM THE RECORD BY OBJECTING TO SAME.

RESPECTFULLY SUBMITTED,

8-12-01
D A T E D

Charles Brown
CHARLES E. BROWN, #EJ-6142
10745, ROUTE 18
ALBION, PA. 16475

DECLARATION

I, CHARLES E. BROWN, PLAINTIFF, HEREBY DECLARE THAT THE STATEMENTS MADE HEREIN ARE TRUE AND CORRECT. I MAKE THIS STATEMENT IN COMPLIANCE WITH 28 U.S.C. § 1746.

8-12-01
D A T E D

BY: Charles Brown
CHARLES E. BROWN, ET-6
10745, ROUTE 18
ALBION, PA. 16475-0000

CERTIFICATE OF SERVICE

I, CHARLES E. BROWN, PLAINTIFF, DO HEREBY CERTIFY THAT I HAVE THIS 13TH DAY OF August, 2001, CAUSED TO BE SERVED A TRUE & CORRECT COPY OF THE WITHIN BY DEPOSITING SAME IN THE U.S. MAIL, FIRST CLASS, POSTAGE PRE-PAID, AND ADDRESSED TO:

(A) FRANK L. TAMULONIS, JR., ESQUIRE
COUNSEL FOR DEFENDANT'S
111 EAST MARKET STREET
POST OFFICE BOX 238
[REDACTED]
POTTSVILLE, PA. 17901

BY: Charles Brown
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